

08/04/2008

10789182 - GAU: 3764

Attorney Docket No. 2072/US/2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Gary Piaget et al.

Appln. No.: 10/789,182

Filed: February 26, 2004

For: DUAL DECK EXERCISE DEVICE

Confirmation No.: 5273

Group Art Unit: 3764

Examiner: Not Yet Assigned

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
(Under 37 C.F.R. § 1.97(b)(3), § 1.97(e)(1), and § 1.98)

Sir:

The Examiner is requested to consider the references noted on the enclosed PTO/SB/08A during examination of the above identified patent application. The references are submitted for the Examiner's consideration and are submitted pursuant to the duty of disclosure under 37 C.F.R. § 1.56. In submitting the references, no representation is made or implied that the references are or are not material to the examination of the application. The Examiner is encouraged to make his or her own determination of materiality. Pursuant to 37 C.F.R. § 1.98(a)(2)(i), a copy of the U.S. patent reference is not provided, unless required by the Office. A photocopy of the foreign patent document is provided herewith.

The references cited on the enclosed PTO/SB/08A were cited in the European Search Report dated June 5, 2007 of corresponding European patent application No. 04 71 5796. U.S. Pat. Nos. 5,336,146 ; 5,626,539 ; 5,669,856 and 6,461,279 and U.S. Pat. Pub. No. 2001/0016542 A1 cited in the European Search Report are not cited in the enclosed PTO/SB/08A, because they were previously cited in the Information Disclosure Statement filed with the Office on January 6, 2005 . A photocopy of the European Search Report is enclosed herewith.

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Statement Under 37 C.F.R. § 1.97(e)(1)

The undersigned hereby certifies that the references cited on the enclosed Form PTO/SB/08A were cited in a communication from a foreign patent office in a corresponding foreign application not more than three months prior to the filing of this Supplemental Information Disclosure Statement.

Pursuant to 37 C.F.R. §§ 1.97(b)(3) and 1.97(e)(1), no fees are due with respect to this filing. However, should any fees be deemed necessary, such fees may be charged to Deposit Account No. 04-1415. If the Examiner has any questions, please contact the undersigned attorney.

If the Examiner has any questions, please contact the undersigned attorney.

Dated: 9-5-07.

Respectfully submitted,



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USPTO Customer No. 20686

Enclosure
cc: Nautilus, Inc. and IP Docketing-DV

PTO/SB/08A (08-03)
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Substitute for Form 1449A/PTO

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Use as many sheets as necessary)

APPLICATION NO.:
10/789,182

FILING DATE:
February 26, 2004

FIRST NAMED INVENTOR:

Gary Piaget et al.

ART UNIT:

3764

EXAMINER NAME:

Not Yet Assigned

ATTY. DOCKET NO.:

2072/US/2

U.S. PATENT DOCUMENTS

| EXAMINER INITIALS* | Cite No. ¹ | PATENT NUMBER | ISSUE DATE | Name of Patentee or Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|--------------------|-----------------------|-----------------------------------|------------|------------------------------------|---|
| | | Number – Kind Code* (If known) | MM-DD-YYYY | | |
| | | 5,709,632 | 01/20/1998 | Socwell | |
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U.S. PUBLICATION DOCUMENTS

| EXAMINER INITIALS* | Cite No. ¹ | PUBLICATION NUMBER | PUBLICATION DATE | Name of Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
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| | | Number – Kind Code* (If known) | MM-DD-YYYY | | |
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FOREIGN PATENT DOCUMENTS

| EXAMINER INITIALS* | Cite No. ¹ | DOCUMENT NUMBER | PUBLICATION DATE | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁴ |
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| | | WO 01/58534 A | 08/16/2001 | Millennial Fitness LLC | | |
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NON PATENT LITERATURE DOCUMENTS

| EXAMINER INITIALS* | Cite No. ¹ | Include name of Author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ³ |
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

The references cited above were cited in the European Search Report dated June 5, 2007, of corresponding European patent application No. 04 71 5796.

¹ Applicant's unique citation number (optional). ² See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Eater Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁷ Applicant is to place a check mark here if English language Translation is attached.